IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION NO.742 OF 2006

Limbonik Niketan : Petitioner

V/s.

The State of Maharashtra & Ors. : Respondents

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Mr.Abhay Patki for the petitioner.

Mr.R.M.Sawant, Govt. Pleader for respondent Nos.1 & 2.

Mr.G.D.Utangale for respondent No.3.

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CORAM : F.I.REBELLO & ANOOP V. MOHTA,JJ.

DATE : APRIL 7, 2006.

P.C.

1. Rule. Heard forthwith.

2. The case of the petitioner is that it had raised a construction on the Sanjay Gandhi National Park. That construction, in terms of the record, was demolished in the year 1999. The petitioner has filed this petition on the ground that it has not been given any accommodation in accordance with the policy framed by the Government of Maharashtra to allot alternative plot of land to dishoused persons.

3. We do not propose to go into the merits of the matter. The petitioner to apply to the Conservator of Forests with necessary documents and evidence in support of its case that it is entitled to rehabilitation. If the Conservator of Forests comes to the conclusion that the petitioner is so entitled, the Conservator of Forests should forward the case of the petitioner to respondent No.3 who will thereafter take steps, in accordance with law.

4. The rule is made absolute in the aforesaid terms. No order as to costs.

F.I. REBELLO, J.

ANOOP V. MOHTA, J.